

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ( Confirmation No.: 6489  
AKASHE, et al. ( ( Group Art Unit: 1761  
(  
Application No.: 10/696,284 ( Examiner: Weir, Anthony J.  
(  
Filed: October 29, 2003 ( Atty. Docket No.: 77017  
(  
For: METHOD OF PREPARATION OF HIGH QUALITY SOY CULTURED PRODUCTS

United States Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**SUBMISSION OF TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321**

Sir:

Applicants request entry of the attached Terminal Disclaimer under 37 C.F.R. §1.321 relative to Assignee's copending U.S. Appln. No. 10/655,259.

The Commissioner is authorized to charge the \$130.00 fee required under 37 C.F.R. 1.20(d) for this Terminal Disclaimer to Deposit Account No. 06-1135, under our Order No. 77017/1410. A duplicate copy of this paper is enclosed. The Commissioner is authorized to charge any deficiency in payment or credit any overpayment in connection with this filing to Deposit Account No. 06-1135, under Order No. 77017/1410.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Date: September 29, 2005

By: Ramon R Hoch  
Ramon R. Hoch  
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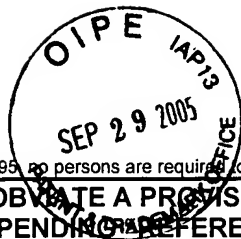
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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING REFERENCE APPLICATION**

Docket Number (Optional)

77017

In re Application of: AKASHE et al.

Application No.: 10/696,284

Filed: October 29, 2003

For: METHOD OF PREPARATION OF HIGH QUALITY SOY CULTURED PRODUCTS

The owner\*, Kraft Foods Holdings, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/655,478, filed on September 4, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,108

Ramon R Hoch

Signature

September 29, 2005

Date

Ramon R. Hoch

Typed or printed name

09/30/2005 SZEWDIE1 00000037 061135 10696284

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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